By: [signature]   H.B. No. 1568

A BILL TO BE ENTITLED

1   AN ACT

2 relating to the selection by certain governmental entities of

3 providers of landscape architectural services.

4   BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5   SECTION 1. Section 2254.004, Government Code, is amended to

6 read as follows:

7   Sec. 2254.004. CONTRACT   FOR   PROFESSIONAL   SERVICES   OF

8 ARCHITECT, LANDSCAPE ARCHITECT, ENGINEER, OR SURVEYOR. (a)   In

9 procuring architectural, landscape architectural, engineering, or

10 land surveying services, a governmental entity shall:

11   (1) first select the most highly qualified provider of

12 those services on the basis of demonstrated competence and

13 qualifications; and

14   (2) then attempt to negotiate with that provider a

15 contract at a fair and reasonable price.

16   (b) If a satisfactory contract cannot be negotiated with the

17 most highly qualified provider of architectural, landscape

18 architectural, engineering, or land surveying services, the entity

19 shall:

20   (1) formally end negotiations with that provider;

21   (2) select the next most highly qualified provider;

22 and

23   (3) attempt to negotiate a contract with that provider

24 at a fair and reasonable price.

1   (c) The entity shall continue the process described in
2   Subsection (b) to select and negotiate with providers until a
3   contract is entered into.

4   SECTION 2. (a) This Act applies only to a contract or a
5   construction or other public works project for which a governmental
6   entity first advertises or otherwise requests bids, proposals,
7   offers, or qualifications, or makes a similar solicitation, on or
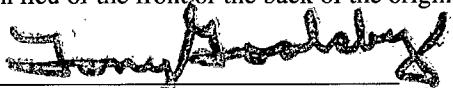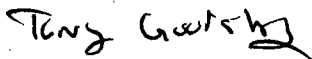8   after the effective date of this Act.

9   (b) A contract or a construction or other public works
10   project for which a governmental entity first advertises or
11   otherwise requests bids, proposals, offers, or qualifications, or
12   makes a similar solicitation, before the effective date of this Act
13   is governed by the law as it existed immediately before the
14   effective date of this Act, and that law is continued in effect for
15   that purpose.

16   SECTION 3. This Act takes effect September 1, 2007.

80TH LEGISLATURE
COAUTHOR AUTHORIZATION
(please request your coauthors to sign this form
in lieu of the front or the back of the original bill)

Bill or Resolution Number: HB 1568

FEB 15 2007

signature of **primary** author   Tony Goolsby   Date

printed name of **primary** author

PERMISSION TO SIGN __HB 1568__ HAS BEEN GIVEN TO (**check only one of the following**):
   (bill or resolution #)

✓ ALL REPRESENTATIVES

_____THE FOLLOWING REPRESENTATIVE(S): _____

_____

_____

I authorize the Chief Clerk to include my name as a coauthor of the legislation indicated above:

	Date		Date		Date
A2100 Allen		A2450 Cook, Byron		A2795 Farabee	
A2125 Alonzo		A2565 Cook, Robby		A2820 Farias	
A2150 Anchia		A2595 Corte		A2810 Farrar	
A2155 Anderson		A2605 Crabb		A2840 Flores	
A2145 Aycock		A2610 Craddick		A2850 Flynn	
A2160 Bailey		A2615 Creighton		A2860 Frost	
A2205 Berman		A2640 Crownover		A2920 Gallego	
A2230 Bohac		A2645 Darby		A2915 Garcia	
A2240 Bolton		A2620 Davis, John		A2960 Gattis	
A2250 Bonnen		A2625 Davis, Yvonne		A2945 Geren	
A2280 Branch		A2680 Delisi		A2935 Giddings	
A2265 Brown, Betty		A2690 Deshotel		A2910 Gonzales	
A2270 Brown, Fred		A2705 Driver		A4660 Gonzalez Toureilles	
A2255 Burnam		A2665 Dukes		A2990 Goolsby	
A2295 Callegari		A2660 Dunnam		A3045 Guillen	
A2495 Castro		A2650 Dutton		A3035 Haggerty	
A2585 Chavez		A2775 Eiland		A3050 Hamilton	
A2480 Chisum		A2780 Eissler		A3100 Hancock	
A2525 Christian		A2785 Elkins		A3160 Hardcastle	
A2425 Cohen		A2805 England		A3150 Harless	
A2435 Coleman		A2800 Escobar		A3165 Harper-Brown	

A3170 Hartnett	Date	A3730 Mallory Caraway	Date	A4200 Puente	Date
A3175 Heflin	Date	A3780 Martinez	Date	A4230 Quintanilla	Date
A3155 Hernandez	Date	A2835 Martinez Fischer	Date	A4215 Raymond	Date
A3140 Herrero	Date	A3665 McCall	Date	A4220 Riddle	Date
A3250 Hilderbran	Date	A3650 McClendon	Date	A4250 Ritter	Date
A3275 Hill	Date	A3845 McReynolds	Date	A4270 Rodriguez	Date
A3305 Hochberg	Date	A3830 Menendez	Date	A4350 Rose	Date
A3290 Hodge	Date	A3840 Merritt	Date	A4525 Smith, Todd	Date
A3325 Homer	Date	A3825 Miles	Date	A4540 Smith, Wayne	Date
A3330 Hopson	Date	A3835 Miller	Date	A4530 Smithee	Date
A3315 Howard, Charlie	Date	A3860 Moreno	Date	A4505 Solomons	Date
A3310 Howard, Donna	Date	A3870 Morrison	Date	A4545 Strama	Date
A3340 Hughes	Date	A3865 Mowery	Date	A4565 Straus	Date
A3375 Isett	Date	A3875 Murphy	Date	A4570 Swinford	Date
A3350 Jackson	Date	A3885 Naishtat	Date	A4585 Talton	Date
A3405 Jones	Date	A3900 Noriega	Date	A4600 Taylor	Date
A3480 Keffer	Date	A3880 Oliveira	Date	A4630 Thompson	Date
A3470 King, Phil	Date	A3886 Olivo	Date	A4650 Truitt	Date
A3460 King, Susan	Date	A3930 Orr	Date	A4685 Turner	Date
A3465 King, Tracy	Date	A3940 Ortiz, Jr.	Date	A4700 Van Arsdale	Date
A3495 Kolkhorst	Date	A3945 Otto	Date	A4780 Vaught	Date
A3485 Krusee	Date	A4090 Parker	Date	A4725 Veasey	Date
A3450 Kuempel	Date	A4050 Patrick	Date	A4800 Villarreal	Date
A3520 Latham	Date	A4100 Paxton	Date	A4900 Vo	Date
A3540 Laubenberg	Date	A4140 Pena	Date	A4995 West	Date
A3560 Leibowitz	Date	A3240 Pierson	Date	A5005 Woolley	Date
A3610 Lucio, III	Date	A4160 Phillips	Date	A5150 Zedler	Date
A3705 Macias	Date	A4180 Pickett	Date	A5170 Zerwas	Date
A3715 Madden	Date	A4185 Pitts	Date	District 29	Date

H.B. No. /5(*8*

A BILL TO BE ENTITLED
AN ACT

By _____

relating to the selection by certain governmental entities of providers of landscape architectural services.

FEB 16 2007 _____ Filed with the Chief Clerk

FEB 2 2 2007 _____ Read first time and referred to Committee on _____   Government Reform

_____ Reported ____favorably (as amended)
                                              (as substituted)

_____ Sent to Committee on (Calendars)
                                              (Local & Consent Calendars)

_____ Read second time (comm. subst.) (amended); passed to third reading (failed) by a (non-record vote)
(record vote of _____ yeas, _____ nays, _____ present, not voting)

_____ Constitutional rule requiring bills to be read on three several days suspended (failed to suspend)
by a vote of _____ yeas, _____ nays, _____ present, not voting

_____ Read third time (amended); finally passed (failed to pass) by a (non-record vote)
(record vote of _____ yeas, _____ nays, _____ present, not voting)

_____ Engrossed

_____ Sent to Senate

OTHER HOUSE ACTION: _____
                                                                    CHIEF CLERK OF THE HOUSE

_____ Received from the House

_____ Read and referred to Committee on _____

_____ Reported favorably _____

_____ Reported adversely, with favorable Committee Substitute; Committee Substitute read first time

_____ Ordered not printed

_____ Laid before the Senate

_____ Senate and Constitutional Rules to permit consideration suspended by (unanimous consent)
                                              (_____ yeas, _____ nays)

_____ Read second time, _____, and passed to third reading by (unanimous consent)
                                              (a viva voce vote)
                                              (_____ yeas, _____ nays)

_____ Senate and Constitutional 3 Day Rules suspended by a vote of _____ yeas, _____ nays

_____ Read third time, _____, and passed by a (viva voce vote)
                                              (_____ yeas, _____ nays)

_____ Returned to the House   _____
                                                                    SECRETARY OF THE SENATE

OTHER SENATE ACTION:

_____ Returned from the Senate (as substituted)
                             (with amendments)

_____ House concurred in Senate amendments by a (non-record vote)
(record vote of _____ yeas, _____ nays, _____ present, not voting)

_____ House refused to concur in Senate amendments and requested the appointment of a conference committee
by a (non-record vote) (record vote of _____ yeas, _____ nays, _____ present, not voting)

_____ House conferees appointed: _____, Chair; _____,

_____, _____, _____

_____ Senate granted House request. Senate conferees appointed: _____, Chair;

_____, _____, _____, _____

_____ Conference committee report adopted (rejected) by the House by a (non-record vote)
(record vote of _____ yeas, _____ nays, _____ present, not voting)

_____ Conference committee report adopted (rejected) by the Senate by a (viva voce vote)
(record vote of _____ yeas, _____ nays)